

~ MINUTES ~  
CALIFORNIA STATE LANDS COMMISSION  
SPECIAL MEETING OF MARCH 21, 2019

**QLN CONFERENCE CENTER  
1938 AVENIDA DEL ORO  
OCEANSIDE, CALIFORNIA 92056**

**APPEARANCES**

**COMMISSIONERS PRESENT**

- Eleni Kounalakis, Lieutenant Governor
- Betty T. Yee, State Controller
- Karen Finn, Chief Deputy Director and Alternate for Director of the Department of Finance Keely Bosler

**STAFF MEMBERS IN ATTENDANCE**

- Jennifer Lucchesi, Executive Officer
- Mark Meier, Chief Counsel
- Lucinda Calvo, Staff Attorney

**REPRESENTING THE OFFICE OF THE ATTORNEY GENERAL**

- Andrew Vogel, Deputy Attorney General

**NOTE:** *The final approved Minutes also include the Agenda and corresponding staff reports (incorporated into the draft Minutes by reference) approved as presented unless otherwise indicated in the Record of Action. A list of individuals making statements before the Commission and the entities they represent, along with the Executive Officer's Report, are included in a complete transcript of the proceedings, which is on file in the Sacramento offices of the Commission and posted on the Commission's website at [www.slc.ca.gov](http://www.slc.ca.gov). Also included on the website is the voting record of the meeting with the staff report for each agenda item linked to the respective consent, regular or informational item number. A link to a recorded Cal-span.org webcast of the meeting is also available on the Commission's website. All of these items may be found under Previous Meetings, by date of the meeting.*

**RECORD OF ACTION TAKEN BY THE  
CALIFORNIA STATE LANDS COMMISSION  
SPECIAL MEETING OF MARCH 21, 2019**

Chair Eleni Kounalakis called the special meeting of the California State Lands Commission to order at 9:10 A.M. at the QLN Conference Center, 1938 Avenida del Oro, Oceanside, California 92056; also present were Commissioner Betty Yee and Commissioner Alternate Karen Finn.

**REGULAR CALENDAR**

**ITEM 01:** A staff presentation was made to the Commission to consider certification of a Final Environmental Impact Report; adoption of a Mitigation Monitoring Program, Statement of Findings, and Statement of Overriding Considerations for the San Onofre Nuclear Generating Station (SONGS) Units 2 & 3 Decommissioning Project; termination of Lease No. PRC 6785.1, a General Lease – Industrial Use; and an application for a General Lease – Industrial Use, of sovereign land located in the Pacific Ocean, San Onofre, San Diego County; for the use, maintenance, and decommissioning of existing offshore improvements associated with SONGS Units 2 and 3.

The Commission adopted an amendment to staff's recommendation to revise a mitigation measure, MM CR/TCR-2b: Unanticipated Cultural/Tribal Resources (Final EIR Part II, p. 4.5-21), as follows. (Underlined text indicates addition; strikethrough indicates deletion.)

*If resources cannot be avoided, a Treatment Plan developed by the archaeologist and culturally affiliated Tribal representative shall be submitted to CSLC staff for review and approval prior to further disturbance of the area. The plan shall:*

- *State requirements for professional qualifications of all cultural resources specialists and Tribal cultural resource workers.*
- *Identify appropriate methods of resource recording, artifact cataloguing, and analyses.*
- *Determine appropriate levels of recovery or stabilization of resources.*
- *Place a priority on the repatriation and curation of recovered artifacts with a local, culturally-affiliated Tribe, based on the Tribe demonstrating the artifacts will be stored in a secure facility, in an archivally stable environment, and would be reasonably available to qualified researchers*
- *In the event local curation at a Tribal facility is not possible, provide documentation of an alternative curatorial facility or museum that will be responsible for the permanent preservation of any unique or sensitive cultural materials resulting from site recovery and stabilization efforts. Priority shall be placed on local facilities and facilities with the capability to provide on-site access to the artifacts to culturally affiliated tribes for ceremonial or other tribal purposes. The facility selected shall make its best effort to provide such access to culturally affiliated tribes.*

Item 01 – was approved as amended by a vote of 3-0 (Kounalakis-Yes; Yee-Yes; Finn-Yes).

*The Commission meeting public session was adjourned at 12:52 P.M.*

**STAFF AND PUBLIC ADDRESSING  
THE FOLLOWING STAFF REPORT  
MARCH 21, 2019**

**ITEM 01**

Cheryl Hudson, Public Land Manager, Land Management Division, CSLC  
Cynthia Herzog, Senior Environmental Scientist, Division of Planning and  
Management, CSLC  
Doug Bauder, Chief Nuclear Officer and Vice President, Southern California  
Edison

- Javier Alvarado, Local 89
- Nina Babiarz, Board Member, Public Watchdogs
- Sarah Brady, Environmental Research Associate and Community Organizer,  
Committee to Bridge the Gap
- Fred Briggs, community member
- Danika Carson, Advocate, Public Watchdogs
- Robert Estrella
- Amy Foo, Legal Fellow, Surfrider Foundation
- Daryl Gale
- John Geesman, Attorney, Alliance for Nuclear Responsibility
- Donna Gilmore, representing SanOnofreSafety.Org and Samuel Lawrence  
Foundation
- Christa Gostenhofer
- Shawna Hunt, Community Outreach Director, San Clemente Chamber of  
Commerce
- Torgen Johnson, Samuel Lawrence Foundation
- Vojin Joksimovich, Ph.D., General Atomic Retirees Association
- Charles Langley, Executive Director, Public Watchdogs
- Ray Lutz, Executive, Citizens' Oversight
- Val Macedo, Business Manager, Local 89
- Martha McNicholas, Trustee/Board Member, Capistrano Unified School District
- John McReynolds
- Gene Nelson, Ph.D., Legal Assistant, Californians for Green Nuclear Power, Inc.
- Katherine Partain, Chair, American Nuclear Society, San Diego Section
- Ted Quinn, President, Technology Resources, American Nuclear Society
- Ron Rodarte, resident of San Clemente
- Cori Schumacher, Councilwoman, Carlsbad
- Jeff Steinmetz
- Daniel Stetson, Executive Director, The Nicholas Endowment
- Gene Stone, Founder, Residents Organized for a Safe Environment (ROSE)
- John Taylor, San Juan Capistrano City Councilman
- Madge Torres, Board Member, Citizens' Oversight
- Mel Vernon, Captain, San Luis Rey Band of Mission Indians

- Brian Woolley, Boat Captain, Dana Wharf Sportfishing

### **PUBLIC COMMENT**

- Nina Babiarz, Board Member, Public Watchdogs
- Charles Langley, Executive Director, Public Watchdogs
- Alison Madden, representing self and Director, San Francisco Bay Marinas for All
- Eric Syverson, Imperial Beach resident